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Re: "Response to Requirement for Information" for patent # 5,700,654

Following are two Statement Under 37 CFR 3.73 (b),

One from Vanderbilt University, the assignee, and one from LPD, the licensee.

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Feb 16 Ω5 01:10p

02/18/05 12:20 FAX 615 343 4419

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PTD/58/98 (09-04)

Approved for was through 07/31/2005, Oals 063-000.

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U.S. Patent and Transmert Office: U.S. DEPARTABENT OF CONSISTED.

Under the Peperwork Paduction Act of 1995, no persons are required to respond to a collection of information writes it displays a valid OMB ember mapper. STATEMENT UNDER 37 CFR 3.73(b) Applicant/Patent Owner L. JACKSON RUBERTS M.D. Application No./Patent No.: 5 700, 6.54 Filed/issue Date: - Vivo rement the Vanderk (Nome of Assis stnesship, university, government agency, etc.) states that it list 1. My the sesignee of the entire right, title, and interest, of an assignee of less than the entire right, title and Interest. The extent (by percentage) of its ownership interest is. in the patent application/patent identified above by virtue of either. 'ठ,।**५९**५ thereof is attached. B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assigned as shown below To The document was recorded in the United States Patent and Trademark Office at _, Frame __ , or for which a copy thereof is attached. Reel To: The document was recorded in the United States Patent and Trademark Office at , or for which a copy thereof is attached. , Frame_ Reel ___ Frame , or for which a copy thereof is attached. Reel Additional documents in the chain of this are listed on a supplemental sheet. Copies of assignments or other documents in the chain of title are attached. [NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.081 The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee Signature Printed or Typed Name Office of Technology Transfer and Enterprise Development elephone Number

Tide
This polyction of information is required by 37 GPR 3,73(b). This information is required to obtain or setain a branch by the public which is to fite (and by the This collection of information is required by 37 CHR 3,78(b). The information is refulled to obtain a separate by the public which is to fire level by the complete by an application. Confidentially be governed by 35 LLS.C. 122 and 37 CPR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including garhesing, perpeting, and submitting the completed expectation form to the USPTO. These will very depending open the information case. Any comments on the property of time you require to complete this form another property of the burden, should be sent to the Chief Information of Comments. P.O. Berlinett of the burden, should be sent to the Chief Information of Comments. P.O. Berlinett of the Chief Information of the C

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U.S. Patent and Trade Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. STATEMENT UNDER 37 CFR 3.73(b) . JACKSON ROBERTS Filed/Issue Date: states that it is: the assignee of the entire right, title, and interest; or 2. an assignee of less than the entire right, title and interest. The extent (by percentage) of its ownership interest is in the patent application/patent identified above by virtue of either: AMAn assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 7154, Frame 619, or for which a copy thereof is attached. B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below. 1. From: The document was recorded in the United States Patent and Trademark Office at __, Frame _ _, or for which a copy thereof is attached. Reel To: The document was recorded in the United States Patent and Trademark Office at , Frame _ Reel , or for which a copy thereof is attached. 3. From: To: The document was recorded in the United States Patent and Trademark Office at _ Frame __ _, or for which a copy thereof is attached. Additional documents in the chain of title are listed on a supplemental sheet. Copies of assignments or other documents in the chain of title are attached. [NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.081 The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee. u 4 Kulu to Signature KUHRTS as LPD licensee es per Printed or Typed Name Whached house while

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the Individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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ERIC H. KUHRTS LIPOPROTEIN TECHNOLOGIES, INC. 1109 TANNERY CREEK RD. BODEGA, CA 94922

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JAN 1 9 2005

In re Patent No. 5,700,654

OFFICE OF PETITIONS

Issue Date: December 23, 1997

Application No. 08/304,147 Filed: September 12, 1994

ON PETITION

Attorney Docket No. 9101BCIP

REQUIREMENT FOR INFORMATION

A petition was filed on September 13, 2004, under 37 CFR 1.378(c) to accept the delayed payment of a maintenance fee for the above-identified patent.

A decision on this petition will be held in abeyance for a period of TWO MONTHS from the date of this communication to permit petitioner to address the following issue before a decision is rendered. No extension of this two month time limit can be granted under 37 CFR 1.136(a) or (b).

The instant petition is not signed by a person authorized to sign a petition under 37 CFR 1.378 in the above-identified patent. 37 CFR 1.378(d) requires that any petition under 37 CFR 1.378 be signed by an attorney or agent registered to practice before the Patent and Trademark Office, or by the patentee, the assignee, or other party in interest.

The petition to accept an unintentionally delayed payment of the maintenance fee is signed by Eric H. Kuhrts. In order for an assignee to take action in a case before the Office, compliance with 37 CFR 1.73(b) must be satisfied. More specifically, 37 CFR 3.73(b) provides that: (1) when an assignee seeks to take action in a matter before the Office, the assignee assignee seeks to take action in a matter before the Office, the assignee must establish its ownership of the property to the satisfaction of the Commissioner; (2) ownership is established by submitting to the Office, in the Office file related to the matter in which action is sought to be taken, documentary evidence of a chain of title from the original owner to the assignee (e.g., copy of an executed assignment submitted for recording) or by specifying (e.g., reel and frame number) where such evidence is recorded in the Office, (3) the submission establishing ownership must be signed by a party authorized to act on behalf of the assignee; and (4) documents